

WHITE & CASE

White & Case LLP
1155 Avenue of the Americas
New York, New York 10036-2787

Tel + 1 212 819 8200
Fax + 1 212 354 8113
www.whitecase.com

Direct Dial + (212) 819-8853 kcaruso@whitecase.com

June 8, 2011

VIA FACSIMILE

Hon. Victor Marrero
United States District Judge
United States Courthouse
500 Pearl Street, Suite 600
New York, New York 10007

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 6/13/11

Re: Hausler v. JPMorganChase
09 Civ. 10289 (VM)

Dear Judge Marrero:

This firm represents Petition III Adverse Claimants BBVA Paris and BBVA Panama in the above-referenced matter. I write on behalf of all Petition III Adverse Claimants concerning the revised version of the proposed turnover order in Tranche III, which counsel for Petitioner has prepared for submission to the Court today. Adverse Claimants believe a final determination on paragraphs (a) and (b) on page 8, paragraph (c) on page 9, paragraph (j) on pages 9-10, and paragraph (p) on page 11, would not affect the rights and interests of Adverse Claimants, but nevertheless, in an abundance of caution, the Adverse Claimants respectfully request that the Court either (a) refrain from entering a final order on those issues at this time, or (b) decide those issues without prejudice to the Adverse Claimants.

The Clerk of Court is directed to enter into the public record of this action the letter above submitted to the Court by

Adverse Claimants BBVA Paris and BBVA Panama.
The Court may reexamine the finding in its Petition.
SO ORDERED. *III Order referred to above in the*
event Adverse Claimants present clear and
convincing evidence that the Cuban entities
in question are not agencies of the Republic of Cuba.
DATE 6-13-11 VICTOR MARRERO, U.S.D.J.

Respectfully submitted,

Kenneth A. Caruso

Kenneth A. Caruso

cc: Counsel to Petition III Adverse Claimants (by e-mail)
Glenn M. Kurtz, Esq.
James W. Perkins, Esq. (by fax)
James L. Kerr, Esq. (by fax)

ALMATY ANKARA BANGKOK BEIJING BERLIN BRATISLAVA BRUSSELS BUDAPEST DRESDEN DÜSSELDORF FRANKFURT HAMBURG HELSINKI
HO CHI MINH CITY HONG KONG ISTANBUL JOHANNESBURG LONDON LOS ANGELES MEXICO CITY MIAMI MILAN MOSCOW MUMBAI NEW YORK PALO ALTO
PARIS PRAGUE RIYADH ROME SAN FRANCISCO SÃO PAULO SHANGHAI SINGAPORE STOCKHOLM TOKYO WARSAW WASHINGTON, DC

NEW YORK 6173376 (2K)